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In re Application of :
DEGAND, et al. :
U.S. Application No.: 10/516,597 :
PCT No.: PCT/EP03/50213 :
Int. Filing Date: 04 June 2003 : COMMUNICATION
Priority Date: 05 June 2002 :
Attorney Docket No.: 4004-063-30 NATL :
For: HEATABLE GLAZING PANEL :

This Communication is in response to applicant's "Request For Reconsideration" filed 12 August 2005.

BACKGROUND

On 04 June 2003, applicant filed international application PCT/EP03/50744, which claimed priority of an earlier application filed 05 June 2002. Pursuant to 37 CFR 1.495, the thirty-month period for paying the basic national fee in the United States expired at midnight on 05 December 2004.

On 03 December 2004, applicant filed a transmittal letter for entry into the national stage in the United States, which was accompanied by payment of the full, U.S. basic national fee, a preliminary amendment and a copy of the declaration page from the subject international application.

On 12 June 2005, applicant was mailed a "Notification of Missing Requirements" (Form PCT/DO/EO/905) informing applicant that an executed oath or declaration of the inventors in compliance with 37 CFR 1.497(a)-(b) was required. Applicant was afforded two months to file the required response.

On 12 August 2005, applicant filed the present response.

DISCUSSION

A review of the published international application, as well as other information from the International Bureau (IB) shows that applicant provided a properly executed declaration of the inventors at the time of filing the international application. As such, all of the requirements of 35 U.S.C. 371 for entry into the national stage in the United States were satisfied with applicant's

initial National stage filing on 04 December 2004.

CONCLUSION

The "Notification of Missing Requirements" (Form PCT/DO/EO/905) mailed 12 June 2005 is hereby **VACATED**.

This application will be given an international application filing date of 04 June 2003 and a date of **03 December 2004** under 35 U.S.C. 371(c)(1), (c)(2) and (c)(4).

This application is being returned to the DO/EO/US for processing in accordance with this decision.



Derek A. Putonen
Attorney Advisor
Office of PCT Legal Administration
Tel: (571) 272-3294
Fax: (571) 273-0459